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Attorneys for Defendants and Third-Party Defendants
MULTIMATIC LLC, a New Jersey limited liability company and THE
KIRRBURG CORPORATION, formerly known as Multimatic Corporation
(individually and as successor by merger to MULTIMATIC DRY CLEANING
MACHINE CORPORATION), a New Jersey corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

KFD ENTERPRISES, INC., a California
Corporation dba Norman's Dry Cleaners,

Plaintiff,

v.

CITY OF EUREKA, et al.,

Defendants.

And Related Counter and Cross Claims.

Case No.: 3:08-cv-04571-MMC

**STIPULATION AND ~~[PROPOSED]~~
ORDER REGARDING
PLAINTIFF'S SECOND
AMENDED COMPLAINT**

ACTION FILED: October 1, 2008
TRIAL DATE: None Set

Defendants Multimatic LLC and The Kirrburg Corporation, formerly
known as Multimatic Corporation (individually and as successor by merger to
Multimatic Dry Cleaning Machine Corporation) (collectively "Defendants")
together with Plaintiff KFD Enterprises, Inc. ("Plaintiff") hereby stipulate that, as
Plaintiff's Second Amended Complaint does not vary substantively from Plaintiff's

1 First Amended Complaint with respect to Defendants, Defendants' Answer to
2 Plaintiff's First Amended Complaint shall be deemed responsive to Plaintiff's
3 Second Amended Complaint.

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5 **IT IS SO STIPULATED.**

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7 DATED: November 10, 2009

DONGELL LAWRENCE FINNEY LLP

8
9 By: /s/ Ian P. Culver
10 Thomas F. Vandenburg
Ian P. Culver

11 Attorneys for Defendants and Third-Party
12 Defendants MULTIMATIC LLC, a New
13 Jersey limited liability company and THE
14 KIRKBERG CORPORATION, formerly
known as Multimatic Corporation
(individually and as successor by merger to
Multimatic Dry Cleaning Machine
Corporation), a New Jersey corporation

15
16 DATED: November 10, 2009

GREBEN & ASSOCIATES

17
18 By: /s/ Christian B. Blasbichler
19 Christian B. Blasbichler
Attorneys for Plaintiff

20
21 **IT IS SO ORDERED.**

22
23 DATED: November 13, 2009

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United States District Court Judge